

Sixth Appellate District

San Jose, California

MONDAY, MARCH 12, 2007

H029274 SMITH v. HESCOCK

The probate court's orders are affirmed. (not published)
(Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J., McAdams, J.)

Filed March 12, 2007

H029989 PEOPLE v. TAYLOR

The judgment is affirmed. The trial court is directed to correct the abstract of judgment to reflect a conviction of Penal Code section 192, subdivision (c)(1). (not published)
(Premo, J.; We concur: Rushing, P.J., Elia, J.)

Filed March 12, 2007

TUESDAY, MARCH 13, 2007

The Court met in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Rushing, P.J.; Premo, J.; Elia, J.; and S. Nasson, Deputy Clerk.

H029010 PEOPLE v. PUENTES

Cause called and argued by Dennis Riordan appearing for Appellant and by Michele Swanson, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H028931 FEDUNIAK, et al. v. CALIFORNIA COASTAL COMMISSION

Cause called and argued by Christiana Tiedemann, Deputy Attorney General, appearing for Appellant and by Myron Etienne appearing for Respondents. Cause ordered submitted.

H030096 MORTGAGETREE LENDING v. ROSENVICK, INC.

The request for oral argument having been withdrawn, the matter is ordered submitted. Court is in recess until 1:30 p.m.

The Court reconvened at 1:30 p.m. in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Rushing, P.J.; Premo, J.; Elia, J.; and Jane Valdez Flor, Deputy Clerk.

H029808 PEOPLE v. GUESS

Cause called and argued by Jeffrey A. Glick appearing for Appellant and by Violet Lee, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H030399 WRIGHT v. ISSAK, et al.

Cause called and argued by Terry G. Rockwood appearing for Appellant and by Kenneth VanVleck appearing for Respondents. Cause ordered submitted.

Sixth Appellate District

San Jose, California

Tuesday, March 13, 2007 (continued)

H029903 DESMARAIS v. DRUMMOND, et al.

Cause called and argued by Michael Morrissey appearing for Appellants and by Bradley A. Bening appearing for Respondent. Cause ordered submitted.

H029176 SMITH v. SMITH

Cause called and argued by Robert A. Roth appearing for Appellant and by Steven Russell Pogue appearing for Respondent. Cause ordered submitted.

H029926 PRESTON v. SASCO ELECTRIC, et al.

Cause called and argued by S. John Ota appearing for appellant and by Simon Anthony Mazzola appearing for Respondents. Cause ordered submitted. Court is adjourned.

WEDNESDAY, MARCH 14, 2007

(no minute approved orders)

THURSDAY, MARCH 15, 2007

H029171 PEOPLE v. ESTES

The judgment is affirmed. (not published)
(Premo, J.; We concur: Rushing, P.J., Elia, J.)
Filed March 15, 2007

H028937 PEOPLE v. FOX

The judgment is reversed. (not published)
(Premo, Acting P.J.; I concur: Mihara, J.; Concurring and dissenting opinion by Bamattre-Manoukian, J.)
Filed March 15, 2007

The following cases are submitted this date:

H029829 PEOPLE v. DULIN

H029551 PEOPLE v. CHUNG

H030536 In re VINCENT B.; D.F.C.S. v. DIANE B.

H030524 In re LORAINA D.; D.F.C.S. v. VIRGINIA C.

H030441 In re BRANDON O.; D.F.C.S. v. MICHELLE O.

H028576 RITCHEY v. CONTINENTAL INSURANCE COMPANY

(Filed order modifying opinion.) The appellant's petition for rehearing is denied. There is no change in the judgment. (not published)
(Rushing, P.J.; We concur: Premo, J., Elia, J.)
Filed March 15, 2007

Sixth Appellate District

San Jose, California

Thursday, March 15, 2007 (continued)

H028862 SABERI v. ZOLFAGHARI, et al.

The judgment is affirmed. (not published)
(McAdams, J.; We concur: Mihara, Acting P.J., Duffy, J.)
Filed March 15, 2007

The Court met in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Rushing, P.J.; Premo, J.; Elia, J.; and Lanae Brooks, Deputy Clerk.

H029241 PEOPLE v. ESQUIVEL

Cause called and argued by Lyn A. Woodward appearing for Appellant and by Amy Haddix, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H029324 PEOPLE v. KIM

Cause called and argued by Amy Haddix, Deputy Attorney General, appearing for Appellant and by Norton Tooby appearing for Respondent. Cause ordered submitted after six days, once letter is read by Amy Haddix.

H028904 PEOPLE v. LE

Cause called and argued by Thea Greenhalgh appearing for Appellant and by Peter Ernest Flores, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H029424 In re Marriage of RICHARD FALCONE v. KATHEY FYKE

Cause called and argued by Kathey Fyke, appearing in propria persona, and by Bernard N. Wolf appearing for Respondent. Cause ordered submitted.

H029402 GUTTIERES-ROQUE v. DEL ANDRES

Cause called and argued by Russell J. Hanlon appearing for Appellant and by Gary Alan Watt appearing for Respondent. Cause ordered submitted. Court is adjourned.

Sixth Appellate District

San Jose, California

FRIDAY, MARCH 16, 2007

H026841 SCHMIDLIN v. THE CITY OF PALO ALTO, et al.

By the Court:

The parties are directed to submit supplemental brief addressing certain questions. Both parties shall file opening supplemental brief within 21 days after issuance of this order. Each party may file a reply supplemental brief within 35 days after issuance of this order. The order of submission filed 1-9-07 is vacated pending the completion of supplemental briefing. The matter will be deemed resubmitted upon completion of supplemental briefing.

Dated: March 16, 2007

Rushing, P.J.

H027685 SCHMIDLIN v. THE CITY OF PALO ALTO, et al.

By the Court:

On the court's own motion, the submission order in the above-entitled matter is vacated pending supplemental briefing in case #H026841, Schmidlin v. The City of Palo Alto, et al. The matter will be deemed resubmitted upon completion of supplemental briefing.

Dated: March 16, 2007

Rushing, P.J.

H029090 PEOPLE v. VILLAREAL

The judgment is modified to reflect a stay on count six. In all other respects, the judgment is affirmed. (not published) (Mihara, J.; I concur: Bamattre-Manoukian, Acting P.J.; concurring opinion by: McAdams, J.)
Filed March 16, 2007

H029588 PEOPLE v. DURAN

The life term on count 1 is stayed. As modified, the judgment is affirmed. (not published) (Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J., Duffy, J.)
Filed March 16, 2007

H028906 PEOPLE v. RANGEL

H029991 RANGEL ON HABEAS CORPUS

The judgment is affirmed. Defendant's petition for habeas corpus is denied. (not published) (Mihara, Acting P.J.; We concur: McAdams, J., Duffy, J.)
Filed March 16, 2007